

**BEFORE
THE PUBLIC SERVICE COMMISSION OF
SOUTH CAROLINA
DOCKET NO. 2018-3-E**

IN RE:)	DUKE ENERGY CAROLINAS,
Annual Review of Base Rates for)	LLC’S RESPONSE TO
Fuel Costs of Duke Energy Carolinas,)	PETITION TO INTERVENE OF
LLC)	TERRY SCOTT GRIFFIN
_____)	

Duke Energy Carolinas, LLC (“Company” or “DEC”), pursuant to S.C. Code Ann. Reg. 103-825(A), responds in opposition and objection to the Petition to Intervene filed by Terry Scott Griffin (“Petition”), which was filed with the Public Service Commission of South Carolina (“Commission”) on June 21, 2018 in the above-captioned matter. For the reasons set forth below, DEC respectfully requests that the Commission deny the Petition.

ARGUMENT

The Petition should be denied as it fails to meet the essential requirements of the Commission’s regulations for a petition to intervene. S.C. Code Ann. Reg. 103-825(A)(3) requires that petitions to intervene “set forth clearly and concisely: (a) [t]he facts from which the nature of the petitioner’s alleged right or interest can be determined; (b) [t]he grounds of the proposed intervention; [and] (c) [t]he position of the petitioner in the proceeding.” First, even the most generous reading of the Petition does not reveal any facts from which Mr. Griffin’s alleged interest can be determined. Second, although Commission Regulation 103-825(A)(3) requires that petitions to intervene set forth clearly and concisely the grounds of the proposed intervention and the position of the petitioner in the proceeding, neither of these requirements are met by the contents of the Petition. It is unclear from the Petition either the grounds for intervention or the position Mr. Griffin seeks to advance in the proceeding. The Commission has previously denied petitions to intervene that failed to meet the required standards for petitions to intervene. *See, e.g.*, Order No. 2016-87, Docket No. 2016-2-E (filed Feb. 3, 2016) (denying the petition to intervene

for failure to meet the requirements for intervention); Order No. 2016-525, Docket No. 2016-223-E (filed July 20, 2016) (denying a petition to intervene because it did not “meet the legal standards for intervention the Commission must follow”); Order No. 2016-88, Docket No. 2016-2-E (filed Feb. 3, 2016) (denying the petition to intervene for failure to meet the requirements for intervention). Consistent with these previous denials, the Company respectfully requests that the Commission deny the Petition.

CONCLUSION

The Petition fails to meet the essential requirements of the Commission’s regulations for a petition to intervene articulated in S.C. Code Ann. Reg. 103-825(A)(3), and should therefore be denied.

WHEREFORE, DEC moves the Commission to deny the Petition, and requests such other relief as the Commission deems just and proper.

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Columbia, South Carolina
 June 29, 2018